IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 14TH AUGUST 2007 / 23RD SRAVANA 1929

WP(C).No. 24637 of 2007(G)

PETITIONER:

P. ALEXANDER,
PATHICHERIL GARDENS, PROPRIETOR, STEEL CRAFT
INDUSTRIES, CHANGAMPUZHA NAGAR.

BY ADV. SRI.JOSE J.MATHAIKAL

RESPONDENTS:

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1. THE DEPUTY CHIEF ENGINEER,
ELECTRICAL CIRCLE, KSEB, PERUMBAVOOR,
ERNAKULAM DISTRICT.

2. THE ASSISTANT ENGINEER,
ELECTRICAL SECTION, KSEB, KALAMASSERY,
ERNAKULAM DISTRICT.

BY ADV.SRI.P.P.THAJUDEEN, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.24637 of 2007

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Dated this the 14th day of August, 2007.

JUDGMENT

The petitioner unnecessarily filed an appeal vide Ext.P5 against provisional electricity bill. Counsel submitted that in view of filing of this appeal, petitioner by mistake did not file another appeal against the bill after finalisation of the same by the Assistant Engineer. The petitioner is stated to have paid one third of the disputed demand. In the circumstances, I direct the petitioner to produce copy of Ext.P3 which is the final order issued by the Assistant Engineer finalising the bill, before the first respondent and raise additional grounds of appeal, if he so desires. The first respondent is directed to dispose of Ext.P5 appeal along with additional ground of appeal with reference to the bill as finalised vide Ext.P3 within a period of two months from now. In view of the payment of one third, there willbe direction to the respondents not to disconnect supply or recover the balance until disposal of appeal by first respondent.

W.P. is disposed of as above.

C.N.RAMACHANDRAN NAIR
Judge

pms